

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#14

In re the application of: L.O. Ingram *et al.*

Serial No.: 09/620,060

Filed: July 21, 2000

For: *RECOMBINANT CELLS THAT HIGHLY EXPRESS
CHROMOSOMALLY-INTEGRATED HETEROLOGOUS
GENES*

Attorney Docket No.: BCI-0092CCPCN2

Group Art Unit: 1634

Examiner: A.K. Chakrabarti

VIA FACSIMILE

Commissioner for Patents
Washington, D.C. 20231

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the Commissioner for Patents, Washington, DC on:

July 22, 2002
Date
Peter C. Lauro

Peter C. Lauro, Esq., Reg. No. 32,360
Attorney of Record

TERMINAL DISCLAIMER PURSUANT TO 37 C.F.R. §1.321(c)

Dear Sir:

I, Peter C. Lauro, Esq., Registration No. 32,360, as attorney of record in the above-identified patent application, hereby declare that the University of Florida Research Foundation, Inc. is the owner of the above-identified patent application, by assignment executed by Lonnie O. Ingram, Kazuyoshi Ohta and Brent Wood on March 6, 1995, February 23, 1995 and February 20, 1995, respectively, recorded in the United States Patent Office at Reel 7391, Frame 0909, on March 7, 1995.

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University of Florida Research Foundation, Inc. is also the owner of U.S. Patent No. 6,107,093, by assignment executed by Lonnie O. Ingram, Kazuyoshi Ohta and Brent Wood on

01-FC-348

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Group Art Unit: 1634

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March 6, 1995, February 23, 1995 and February 20, 1995, respectively, recorded in the United States Patent Office at Reel 7391, Frame 0909, on March 7, 1995.

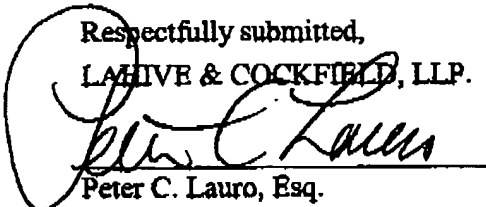
Therefore, Assignee University of Florida Research Foundation hereby disclaims the terminal part of any patent granted on the above-identified application that would extend beyond the expiration date of the full statutory term of U.S. Patent No. 6,107,093, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,107,093, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantor, its successors or assigns.

Assignee University of Florida Research Foundation does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of U.S. Patent No. 6,107,093, in the event that it later: expires for failure to pay a maintenance fee; is held unenforceable; is found invalid; is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a); has all claims canceled by a reexamination certificate; is reissued; or is otherwise terminated prior to expiration of its full statutory term as presently shortened by any terminal disclaimer; except for the separation of legal title stated above.

Please charge the \$55.00 fee pursuant to 37 C.F.R. §1.20(d) , based on small entity status, to Deposit Order Account No. 12-0080. Please charge any additional fees required or credit any overpayment to Deposit Order Account No. 12-0080. For this purpose, a duplicate of this document is attached.

Signed at Boston, Massachusetts this 22nd day of July, 2002,

Respectfully submitted,
LAHIVE & COCKFIELD, LLP.


Peter C. Lauro, Esq.
Registration No. 32,360
Attorney for Applicants